

**MUSERLIAN, LUCAS AND MERCANTI, LLP**

ATTORNEYS AT LAW

INTELLECTUAL PROPERTY

475 PARK AVENUE SOUTH, NEW YORK, NY 10016

**RECEIVED  
CENTRAL FAX CENTER**

**MAR 29 2005**

CHARLES A. MUSERLIAN  
DONALD C. LUCAS  
MICHAEL N. MERCANTI

SAPNA D. GADHIA\*  
TIMOTHY D. MEADE  
OF COUNSEL  
OTHO B. ROSS  
LAURENCE MANBER, Ph.D.  
\* NJ ONLY

TELEPHONE  
(212) 661-8000+

TELECOPIERS

G3 Fax: (212) 661-8002

G4 Fax: (212) 867-0054

E-MAIL

info@mlmpatent.us

URL: http://www.mlmpatent.us

**TELECOPIER COVER SHEET**

Date: March 29, 2005

Pages (Including this sheet) 6 pages

Our Reference: GAS-75

Your Reference: Serial #10/502,107

Attention: Examiner Willmon Fridie, Jr.  
Art Unit 3722  
Fax # 703-872-9306

**NOTICE**

Information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity referred to herein. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of the communication is strictly prohibited. If you received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via U.S. Postal Service.

**REMARKS**

Enclosed herewith: Executed Request for Supplemental Action (pages 1 to 3) with 1 page of Express Mail Verification and 1 page of our PTO-stamped return receipt post-card.

New Jersey Office: 105 Lock Street, Suite 203, Newark, NJ 07103 - Tel.: (973) 621-0660 Fax: (973) 621-0774

Our ref: GAS-75

Client's ref: MV/mf.yg. E-981 FN/US

RECEIVED  
CENTRAL FAX CENTER  
MAR 29 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----x

In re Application of: J. A. Milicua :

Serial No. : 10/502,107 : Art Unit: 3722

Filed : July 21, 2004 : Examiner: Willmon  
Fridie, Jr.

Title : LATHE WITH PIECES :  
MANIPULATING DEVICE : Dated: March 29,  
2005

-----x

REQUEST FOR SUPPLEMENTAL ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Certification of Facsimile Transmission

I hereby certify that this paper  
is being facsimile transmitted to  
the Patent and Trademark Office  
on MARCH 29, 2005

S i r:

Donald C. Lucas Julia A. Hull  
Reg. No. 31,275 Reg. No. 33,908

An Action issued mail dated February 23, 2005 with respect to the above-identified case. This Office Action examined only Claims 1 and 6 and responds to a communication of July 21, 2004. A second Preliminary Amendment was filed on October 21, 2004 which amended Claims 1 and 6 and added Claims 7 and 8.

Attached hereto, is a copy of our return receipt post-card from the Second Preliminary Amendment indicating that it was stamped in by the U.S. Patent Office on October 21, 2004 and attached also is a copy of the first page of the Preliminary Amendment showing the Express Mail Label stamp thereon. Thus, it is respectfully submitted that the amendment was filed in the U.S. PTO and was filed prior to the issuance of the February 23, 2005 Office Action.

In accordance with M.P.E.P. 714.05, it is respectfully submitted that a Supplemental Action is necessary in order to fully address the claims in the October 21, 2004 Second Preliminary Amendment.

Furthermore, it is respectfully submitted that the time for filing a Response to the Office Action be restarted from the date of the Supplemental Action.

Should any extensions of time or fees be necessary in order to maintain this Application in pending condition, appropriate requests are hereby made and authorization is given to debit Account # 02-2275.

Respectfully submitted,

MUSERLIAN, LUCAS AND MERCANTI, LLP

By: Donald C Lucas  
Donald C. Lucas, 31,275  
Attorney for Applicant(s)  
475 Park Avenue South, 15<sup>th</sup> Floor  
New York, New York  
Tel. # 212-661-8000

DCL/mr

Encl: Page 1 of Second Preliminary Amendment  
Copy of our return receipt post-card with  
PTO's acknowledgement of Second Preliminary  
Amendment

Our ref: GAS-75      Date: October 21, 2004

In re Appln. of: J. A. MILICUA

Serial No. : 10/502,107

Filed: July 21, 2004

Title: LATHE WITH PIECES MANIPULATING DEVICE

Received: Executed Second Preliminary

Amendment (pages 1 to 5).

yg. E-981 FN/US

RECEIVED  
CENTRAL FAX CENTER

MAR 29 2005

MARK OFFICE

DCL/mr

Filed : July 21, 2004 :      Date: October 21, 2004

Title : LATHE WITH PIECES :  
MANIPULATING DEVICE :  
:

-----X

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

"Express Mail" mailing label No. EV53058389  
Date of Deposit 10/21/04

I hereby certify that this paper or fee is  
being deposited with the United States Postal  
Service Express Mail Post Office to Addressee  
service under 39 CFR 1.10 on the date indicated  
above and is addressed to the Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Margaret Rogers - October 21, 2004

S i r:

This is a second preliminary amendment in this  
Application. Attached hereto are Claim Amendments and the  
Remarks each starting on a separate page.

Our ref: GAS-75      Dated: October 21, 2004

In re Appln. of: J. A. MILICUA

Serial No. : 10/502,107

Filed: July 21, 2004

Title: LATHE WITH PIECES MANIPULATING DEVICE

Received: Executed Second Preliminary  
Amendment (pages 1 to 5).

DCL/mr

